IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL WRIT PETITION NO.2774 OF 2006

Samar Khadas & ors ..Petitioners

V/s.

The Poisar-Kandivli Maharashtra
State Police Employee's CHS Ltd & ors .Respondents

Mr.S.R.Chitnis, Sr.Counsel with Mr.Vinayak Shetye
i.b Ms.P.Kamani for the Petitioners.

Mr.Vishwajeet Kapse for Respondentos. 1 to 3.

Coram : R.S.Mohite,J

Date : 28.11.2007

PC

1. The respondent nos. 1 to 3 have filed private criminal complaint against the present petitioners alleging an offence punishable under sections 500, 501 and 502 read with section 114 of the Indian Penal Code. The petitioner nos. 1 to 3 are all employees working with "Loksatta" which is run by the Indian Express group of newspapers which is applicant no.4.

2. It appears that at the behest of the respondent no.4 who has now expired some articles were published in Loksatta. The present respondent nos. 1 to 3 thought that the said articles were

defamatory and hence a criminal complaint came to be filed. Therefore, Criminal Case No. 632//SS/2005 came to be filed in the Court of the Metropolitan Magistrate, 24th Court, Borivali, Mumbai. The Magistrate has issued process in the said complaint. In the meanwhile, the present respondent no. 4 who was also accused no.1 in the complaint has expired. The complainant and the remaining accused have now decided to settle their dispute and compound the offences.

3. Accordingly, minutes of order dated 28th November, 2007 signed by the both the advocates as well as by the parties is tendered across the bar today and the same is marked X for identification.

The Application as well as the complaint is disposed of in terms of the minutes of order.

(R.S.Mohite,J)